

Attorney Docket No. REB-12403/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert E. Buxbaum

Serial No.: 10/085,193

Group Art Unit: 1764

Filing Date: February 27, 2002

Examiner:

Title: MEMBRANE REACTOR FOR GAS EXTRACTION

**PETITION TO REQUEST RESCISSION OF
NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)**

Commissioner for Patents
Washington, DC 20231

Dear Sir:

Applicant hereby requests rescission of the Notice of Incomplete Reply (Nonprovisional) mailed July 19, 2002 in the above-referenced application and refund of any fees associated with response thereto. The basis for this petition is as follows.

A Notice to File Missing Parts of Nonprovisional Application was mailed in the above-referenced application on April 5, 2002. The declaration in the case was unsigned. A signed declaration and late filing fee surcharge were requested with this respect. The application was deemed informal because the drawings did not comply with 37 CFR 1.84 due to erasures, overwritings, interlineations, folds, and copy marks.

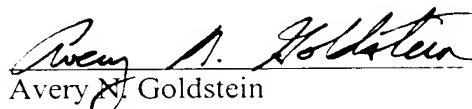
In response thereto, a reply was mailed on June 3, 2002 and entered on July 1, 2002, the reply including the appropriate fee, a declaration in compliance with 37 CFR 1.63, and a copy of the Notice to File Missing Parts of Nonprovisional Application.

Thereafter, on July 19 the Notice of Incomplete Reply (Nonprovisional) was mailed stating that the reply filed on June 3, 2002 was incomplete because the drawings are not formal (in compliance with 37 CFR 1.84). Appended to this petition are copies of the drawings as filed

in the above-referenced application. Applicant petitions on the basis that while the drawings are agreeably informal, there was no indication that the drawings do not comply with MPEP §507, nor an explanation of why the drawings were not suitable for publication.

A substantive review of the appended drawings as to whether they can be effectively scanned and adequately produced consistent with MPEP §507 and the refund of the two month extension fee necessitated by the Notice of Incomplete Reply (Nonprovisional) is hereby requested.

Respectfully submitted,



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Enclosures

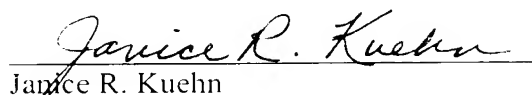
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DATE OF DEPOSIT August 5, 2002

I hereby certify that this paper or fee (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service "Express Mail Post Office To Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, Washington, D.C. 20231.


Janice R. Kuehn